

Declaration, Power of Attorney, and Petition

As below named inventors, we hereby declare that:

Our residences, post office addresses and citizenships are as stated below next to our names,
We believe we are original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled: **OPHTHALMIC DISPENSER AND ASSOCIATED METHOD**, the specification of which was filed on October 21, 2003, as Application Serial No. 10/691,270.

We hereby state that we have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above, and that it contains a full, clear, concise and exact description of the subject matter for which a patent is sought.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

Prior Application(s)

☐ (Check if applicable) We hereby claim foreign priority benefits under Title 35, United States Code § 119, by checking the box(es) below, any foreign application(s) for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed and hereby incorporate the entire contents of which herein by reference:

Prior Foreign Application(s)

			Priority Claimed?	
_____	_____	_____	<input type="checkbox"/>	<input type="checkbox"/>
(Number)	(Country)	Day/month/year filed	Yes	No

☒ (Check if applicable) We hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

Prior Provisional Application(s)

60/420,334	October 21, 2002
60/443,524	January 28, 2003
(Application Number)	(Filing Date)

(Note: When the nonprovisional application is entitled to an earlier U.S. effective filing date of one or more provisional applications under Title 35, United States Code § 119(e), a statement such as "This application claims the benefit of U.S. Provisional Application No. _____, filed _____, and U.S. Provisional Application No. _____, filed _____." should appear as the first sentence of the description. In view of this requirement, the right to rely on a prior application may be waived or refused by an applicant by refraining from inserting a reference to the prior application in the specification of the later one.)



☒ (Check if applicable) We hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Prior U.S. Application(s)

10/001,745	October 21, 2001	Patented
(Application Serial No.)	(Filing Date)	(Status)

☒ (Check if applicable) We hereby authorize the U.S. attorneys or agents named herein to accept and follow instructions from Medical Instill Technologies, Inc. as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the U.S. attorneys or agents named herein and ourselves. In the event of a change, we will notify in writing the U.S. attorney or agent named herein.

☒ (Check if applicable) In this continuation-in-part application, insofar as the subject matter of any of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

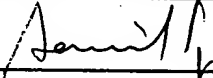
We hereby appoint the attorneys whose names are associated with United States Patent and Trademark Office Customer Number **21832**:

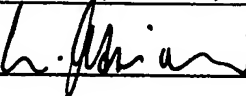
of the firm of MCCARTER & ENGLISH, LLP, whose address is CityPlace I, 185 Asylum Street, Hartford, CT 06103, as my attorney with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

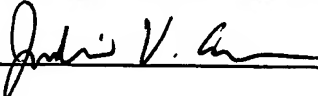
Please address all written correspondence to the address associated with United States Patent and Trademark Customer Number **21832**:

Telephone Calls should be directed to Mark D. Giarratana, by dialing (860) 275-6719.

Wherefore we pray that Letters Patent be granted to us for the invention or discovery described and claimed in the foregoing specification and claims, and we hereby subscribe our names to the foregoing specification and claims, declaration, power of attorney, and this petition.

Full name of first inventor: Dr. Daniel Py
Residence: 419 West Avenue, Stamford, Connecticut 06902 US
Citizenship: France
Post Office Address: 419 West Avenue, Stamford, Connecticut 06902 US
Inventor's signature  **Date:** 19. VIII.04

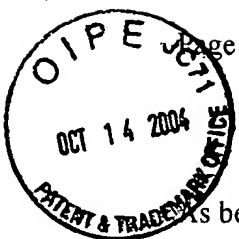
Full name of second inventor: Norbert M. Assion
Residence: 23 Cynthia Lane, Shelton, Connecticut 06484 US
Citizenship: Germany
Post Office Address: 23 Cynthia Lane, Shelton, Connecticut 06484 US
Inventor's signature  **Date:** 8/20/04

Full name of third inventor: Julian V. Chan
Residence: 36 Ridge Ave., Spring Valley, New York 10977 US
Citizenship: U.S.
Post Office Address: 36 Ridge Ave., Spring Valley, New York 10977 US
Inventor's signature  **Date:** 8/20/04

Full name of fourth inventor: Joseph M. Ting
Residence: 45 Jarman Road, Sudbury, Massachusetts 01776 US
Citizenship: U.S.
Post Office Address: 45 Jarman Road, Sudbury, Massachusetts 01776 US
Inventor's signature _____ **Date:** _____

END OF LISTING OF INVENTORS

HARTFORD: 621407.01

**Declaration, Power of Attorney, and Petition**

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We hereby appoint the attorneys whose names are associated with United States Patent and Trademark Office Customer Number **21832**:

of the firm of MCCARTER & ENGLISH, LLP, whose address is CityPlace I, 185 Asylum Street, Hartford, CT 06103, as my attorney with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

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Full name of first inventor: Dr. Daniel Py
Residence: 419 West Avenue, Stamford, Connecticut 06902 US
Citizenship: France
Post Office Address: 419 West Avenue, Stamford, Connecticut 06902 US

Inventor's signature _____ **Date:** _____

Full name of second inventor: Norbert M. Assion
Residence: 23 Cynthia Lane, Shelton, Connecticut 06484 US
Citizenship: Germany
Post Office Address: 23 Cynthia Lane, Shelton, Connecticut 06484 US

Inventor's signature _____ **Date:** _____

Full name of third inventor: Julian V. Chan
Residence: 36 Ridge Ave., Spring Valley, New York 10977 US
Citizenship: U.S.
Post Office Address: 36 Ridge Ave., Spring Valley, New York 10977 US

Inventor's signature _____ **Date:** _____

Full name of fourth inventor: Joseph M. Ting
Residence: 45 Jarman Road, Sudbury, Massachusetts 01776 US
Citizenship: U.S.
Post Office Address: 45 Jarman Road, Sudbury, Massachusetts 01776 US

Inventor's signature  _____ **Date:** 10/6/04

END OF LISTING OF INVENTORS

HARTFORD: 621407.01